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Convention on the Rights of the Child

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Committee on the Rights of the Child
Seventieth session
14 September–2 October 2015
Item 4 of the provisional agenda
Consideration of reports of States parties

List of issues in relation to the combined second to fourth periodic reports of Brazil

The State party is requested to submit in writing additional, updated information (10,700 words maximum), if possible before 15 June 2015.

The Committee may take up any aspect of the children's rights set out in the Convention during the dialogue with the State party.

Part I

In this section, the State party is requested to respond to the following questions.

1. Please provide information on any initiatives taken to concretely implement the 10-Year National Plan of Action for the Promotion of Children's Rights (2011–2020) at the municipal and local levels. In doing so, please include information on the timelines as well as the human, technical and financial resources allocated for its implementation.

2. Please provide information on the cross-sectoral coordination mechanisms, if any, for the implementation of children's rights at all three federal levels of the State party. In doing so, please also provide details on the mandates of and the human, technical and financial resources allocated to such mechanisms.

3. Please provide information on the status of the National System of Social Participation that was proposed to the National Congress in October 2014.

4. Please provide information on the measures taken, if any, to ensure that mega sporting events, including the recent FIFA World Cup and forthcoming Olympic Games, do not negatively impact children's rights. In doing so, please include specific information on the construction industry in the State party and its impact on children's rights.

5. Please provide details on the legislative, programmatic and/or training measures taken to ensure the adequate enforcement of the Penal Code with regard to injuries or the death of children resulting from the use of force by State agents.

6. Please provide details on the legislative, programmatic and/or training measures taken to enforce Act 13.010 (the Boy Bernardo Act) of 2014 on the prohibition of corporal punishment.

7. Please provide information on the measures taken to improve the accessibility of civil registration and birth registration services in the Amazonia region. In doing so, please also include information on the measures taken, if any, to ensure that the personnel providing such services have been provided with training on the sociocultural traditions regarding birth registration for indigenous people. Please also provide information on the measures taken, if any, with regard to coordination and/or information exchange between the birth registration services in the State party and the Special Secretariat on Indigenous Health.

8. Please provide information on the reporting mechanisms for complaints about acts of violence against children living in institutions and in government care, including children deprived of their liberty.

9. Please provide information on the measures taken to address violence against children which is linked to firearms and drugs. In doing so, please disaggregate the information according to the measures taken at the municipal, regional and national levels.

10. Please provide information on the measures, including family support measures, taken to avoid placing children in institutional care. Please provide information on the standards of care and the monitoring mechanisms for children in institutional and/or alternative care. Please also provide information on the measures taken to support the reintegration of children in such care with their families.

11. Please report on legislation, guidelines or standards governing the minimum standard of care for incarcerated parents and their children. Please include specific information on access to basic services for incarcerated mothers, including prenatal and postnatal care and support for births which may take place during incarceration.

12. Please provide information on the measures taken to implement the "Live without Limits" programme at the municipal and local levels. Please also report on any awareness-raising or training initiatives to address social prejudice towards children with disabilities.

13. Please report on any measures taken to address deaths of children under 1 year of age caused by preventable diseases. In doing so, please include specific information on indigenous children.

14. Please provide information on the measures taken to specifically address childhood malnutrition and its related diseases among indigenous children. In doing so, please provide information on the measures taken with regard to coordination and exchange of information between the Special Secretariat for Indigenous Health and the unified health system.

15. Please provide information on the status of the Guidelines on Sexual and Reproductive Health developed by the Ministry of Health. In doing so, please include information on the measures taken to implement the guidelines in education programmes in schools.

16. Please provide details on the measures taken to improve the quality of education in the State party. In doing so, please include details on indicators, if any, for measuring progress, particularly for the education of adolescents. Please also provide details on resource allocation and corresponding timelines for the implementation of initiatives aimed at improving education.

17. Please provide information on the measures taken, if any, to ensure the right to education for pregnant girls and adolescent mothers.

18. Please provide disaggregated information on suicide rates among children and adolescents in the State party. In doing so, please include specific information on suicide among indigenous adolescents in the border areas.

19. Please provide information on the measures taken by the State party to ensure that its immigration laws uphold the principle of the best interests of the child. Please also provide information on bilateral and multilateral agreements with neighbouring countries to ensure the rights of migrant children and their families, as well as of victims of human trafficking.

Part II

In this section, the State party is requested to briefly (three pages maximum) update the information provided in its report with regard to:

(a) New bills or legislation and their respective regulations;

(b) New institutions, their mandates and funding;

(c) Newly adopted and implemented policies and programmes and their scope,

(d) Recent ratifications of human rights instruments.

Part III

In this section, the State party is requested to provide statistical and other information, if available

20. Please provide information about each line of the consolidated budget for the past three years with regard to resources allocated for children and adolescents. Please also indicate the percentage of each budget line in terms of the total national budget and the State party's gross domestic product. If possible, please provide budgetary information, disaggregated by age, sex, disability, ethnic origin, rural/urban population and geographical location.

21. Please provide data, disaggregated by age, sex, disability, socioeconomic status, ethnic origin, rural/urban population and geographical location, for the past three years, on the number of deaths of children and adolescents resulting from the use of force by State agents, domestic violence, ordinary crime, easily preventable diseases and occupational accidents. Please also indicate the number of legal proceedings brought for each of the above-mentioned categories, final convictions and whether compensation was granted. Wherever possible, please provide data on the perpetrators, specifying whether they were members of law enforcement agencies, relatives or others.

22. Please provide data, disaggregated by age, sex, disability, socioeconomic status, ethnic origin, rural/urban population and geographical location, for the past three years, on:

(a) Infant mortality;

(b) Maternal mortality;

(c) Malnutrition;

(d) Children and adolescents infected or affected by HIV/AIDS (and more specifically cases of mother-to-child transmission);

(e) Birth weight;

(f) Mental illnesses;

(g) Vaccination cover;

(h) Child and adolescent pregnancies;

(i) Child and adolescent suicides;

(j) Number of children and adolescents using narcotic drugs;

(k) Actual availability of drinking water and sanitary facilities.

23. Please provide data, disaggregated by age, sex, disability, socioeconomic status, ethnic origin, rural/urban population and geographical location, for the past three years, on the number of children and adolescents:

(a) Abandoned;

(b) Separated from their parents;

(c) Living in institutions;

(d) Living with foster families;

(e) Adopted (in Brazil or through intercountry adoption);

(f) Adopted as children or adolescents with "special needs" (please describe the criteria employed to define that category).

24. Please provide information, disaggregated by age, sex, socioeconomic status, ethnic origin, rural/urban population and geographical location, for the past three years, on the number of children and adolescents:

(a) Living with their families;

(b) Living in institutions;

(c) Attending regular primary schools;

(d) Attending regular secondary schools;

(e) Attending special schools;

(f) Not attending school;

(g) With disabilities (disaggregated by type of disability);

(h) With disabilities who have been abandoned;

(i) Receiving treatment as part of a special physical or mental health rehabilitation programme.

25. Please provide data, disaggregated by age, sex, socioeconomic status, ethnic origin, rural/urban population and geographical location, for the past three years, on:

(a) Enrolment and completion rates in terms of percentage for each relevant age group in preschool establishments and in primary and secondary schools;

(b) The number and percentage of dropouts and repetitions;

(c) The teacher-pupil ratio.

26. Please provide data, disaggregated by age, sex, disability, ethnic origin, rural/urban population, geographical location and type of offence, for the past three years, on the number of:

(a) Children and adolescents alleged to have committed an offence reported to the police;

(b) Adolescents sentenced and the type of penalty or sanction imposed, including the length of deprivation of liberty;

(c) Detention facilities for minors in conflict with the law, and their capacity;

(d) Adolescents and young adults held in such facilities and those held in adult detention facilities;

(e) Children in pretrial detention and the average length of such detention;

(f) Cases of abuse and ill-treatment of children and adolescents occurring during arrest and detention.

27. Please provide the Committee with an update of any data in the report which may have become outdated by more recent data collected or other new developments.

28. In addition, the State party may provide the Committee with a list of issues relating to children and adolescents that it considers to be of priority with regard to the implementation of the Convention.